

**BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: 8/17/05 - KL

Department: County Attorney's Office

Bulk Item: Yes ☐ No ☒

Staff Contact Person: Suzanne Hutton

**\*\* PUBLIC HEARING 3:00 P.M. \*\***

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**AGENDA ITEM WORDING:**

Public Hearing to consider adoption of a Resolution renouncing and disclaiming any right of the County and the public in and to a portion of Bonito Lane, "AMENDED PLAT OF SUNRISE POINT ADDITION" according to the Plat thereof, as recorded in Plat Book 4, Page 41 of the Public Records of Monroe County, Florida. (Key Largo).

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**ITEM BACKGROUND:**

Petition has been reviewed and approved by Planning, Engineering and Fire Marshall.

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**PREVIOUS RELEVANT BOCC ACTION:**

7/20/05 Resolution # 259-2005 approved by BOCC setting the date, time and place for a Public Hearing for August 17, 2005 at 3:00 p.m. in Key Largo, FL.

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**CONTRACT/AGREEMENT CHANGES:**

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**STAFF RECOMMENDATIONS:**

Approval.

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**TOTAL COST:** Petitioner Pays

**BUDGETED:** Yes ☐ No ☐

**COST TO COUNTY:** N/A

**SOURCE OF FUNDS:** \_\_\_\_\_

**REVENUE PRODUCING:** Yes ☐ No ☐ **AMOUNT PER MONTH** \_\_\_\_\_ **Year** \_\_\_\_\_

**APPROVED BY:** County Atty \_\_\_\_\_ OMB/Purchasing \_\_\_\_\_ Risk Management \_\_\_\_\_

**DIVISION DIRECTOR APPROVAL:**

*John R. Collins 07/26/05*

JOHN R. COLLINS, COUNTY ATTORNEY

**DOCUMENTATION:** Included ☐ Not Required ☐

**DISPOSITION:** \_\_\_\_\_

**AGENDA ITEM #** \_\_\_\_\_



**RESOLUTION NO. - 2005**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, RENOUNCING AND DISCLAIMING ANY RIGHT OF THE COUNTY AND THE PUBLIC IN AND TO A PORTION OF BONITO LANE, "AMENDED PLAT OF SUNRISE POINT ADDITION" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 4, PAGE 41 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA. (KEY LARGO)**

WHEREAS, the Board of County Commissioners of Monroe County, Florida, desires to renounce and disclaim any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways, and

WHEREAS, due notice has been published and a public hearing has been held in accordance with Chapter 336, Florida Statutes, and

WHEREAS, at said public hearing the Board considered the argument of all parties present wishing to speak on the matter, and all premises considered concerning the renouncing and disclaiming of any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, and

WHEREAS, the Board has determined that vacation of the said road is for the general public welfare, and conforms to the requirement of Fla. Stat. Secs. 336.09 and 336.10; now, therefore,

BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, hereby renounces and disclaims any right of the County and the public in and to the following described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, to-wit:

*"Commencing at the Northwestern corner of Lot 17, Block 7, "AMENDED PLAT OF SUNRISE PIONT ADDITION" according to the Plat thereof, as recorded in Plat Book 4, Page 41 of the Public Records of Monroe County, Florida; said corner also being on the Southwesterly 25 foot right-of-way of Bonito Lane; thence Southeasterly along said Southwesterly right-of-way line of said Bonito Lane a distance of 60.00 feet to the Northeasterly corner of said Lot 17, Block 7 said corner also being the intersection of the 25 foot right-of-way and 15 foot right-of-way of said Bonito Lane; thence Southwesterly at right angles of previous course along the common line of the Southeasterly line of said Lot 17, Block 7 and Northwesternly 15 foot right-of-way of said Bonito Lane a distance of 15.00 feet to a point said point being hereinafter being described as the Point of Beginning of road abandonment; thence Southeasterly at right angles to a previous course a distance of 15.00 feet to a point on the Southeasterly 15 foot right -of-way of said Bonito Lane thence Southwesterly at right angles to previous course along the Southeasterly right-of-way line of said Bonito Lane a distance of 36.50 feet to the point of intersection of said Bonito Lane; thence Northwesternly at right angles to previous course along the Southwesterly right-of-way line for a distance of 15.00 feet to the point of intersection of said Bonito Lane; thence Northeasterly at right angles to previous course a distance of 36.50 feet to the Point of Beginning. Containing an area of 547.5 square feet more or less."*



PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida,  
at a regular meeting of the Board on the 17th day August, 2005.

Mayor Spehar  
Mayor Pro Tem McCoy  
Commissioner Nelson  
Commissioner Neugent  
Commissioner Rice

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(SEAL)

Attest: DANNY L. KOLHAGE, Clerk

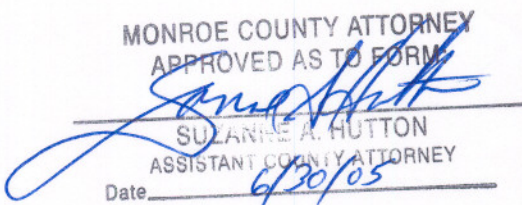
By \_\_\_\_\_  
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

By \_\_\_\_\_  
DIXIE M. SPEHAR, Mayor/Chairperson

(KMP:RAP:BONITO LANE 8.17.05)

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM

  
\_\_\_\_\_  
SUZANNE A. HUTTON  
ASSISTANT COUNTY ATTORNEY

Date

6/30/05



**RESOLUTION NO. 259 - -2005**

**A RESOLUTION SETTING THE DATE, TIME AND PLACE FOR A PUBLIC HEARING CONCERNING THE PROPOSED ABANDONMENT OF A PORTION OF BONITO LANE, "AMENDED PLAT OF SUNRISE POINT ADDITION" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 4, PAGE 41 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA (KEY LARGO).**

WHEREAS, the Board of County Commissioners of Monroe County, Florida, desires to renounce and disclaim any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways, and

WHEREAS, under Chapter 336, Florida Statutes, it is necessary to hold a public hearing after publishing due notice of said hearing in accordance with said Chapter, now, therefore,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, that the Board will hold a public hearing on **August 17, 2005 at 3:00 P.M. at the Key Largo Library**, Key Largo, Florida, to determine whether or not the Board will renounce and disclaim any right of the County and the public in and to the following described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, to-wit:

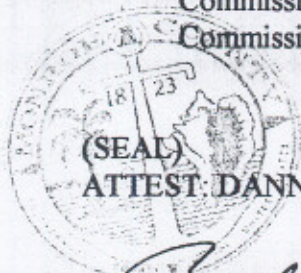
*"Commencing at the Northwestern corner of Lot 17, Block 7, "AMENDED PLAT OF SUNRISE PIONT ADDITION" according to the Plat thereof, as recorded in Plat Book 4, Page 41 of the Public Records of Monroe County, Florida; said corner also being on the Southwesterly 25 foot right-of-way of Bonito Lane; thence Southeasterly along said Southwesterly right-of-way line of said Bonito Lane a distance of 60.00 feet to the Northeasterly corner of said Lot 17, Block 7 said corner also being the intersection of the 25 foot right-of-way and 15 foot right-of-way of said Bonito Lane; thence Southwesterly at right angles of previous course along the common line of the Southeasterly line of said Lot 17, Block 7 and Northwesterly 15 foot right-of-way of said Bonito Lane a distance of 15.00 feet to a point said point being hereinafter being described as the Point of Beginning of road abandonment; thence Southeasterly at right angles to a previous course a distance of 15.00 feet to a point on the Southeasterly 15 foot right -of-way of said Bonito Lane thence Southwesterly at right angles to previous course along the Southeasterly right-of-way line of said Bonito Lane a distance of 36.50 feet to the point of intersection of said Bonito Lane; thence Northwesterly at right angles to previous course along the Southwesterly right-of-way line for a distance of 15.00 feet to the point of intersection of said Bonito Lane; thence Northeasterly at right angles to previous course a distance of 36.50 feet to the Point of Beginning. Containing an area of 547.5 square feet more or less."*



PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida,  
at a regular meeting of the Board held on the 20th day of July, 2005.

Mayor Dixie M. Spehar  
Mayor Pro Tem Charles "Sonny" McCoy  
Commissioner Murray Nelson  
Commissioner George Neugent  
Commissioner David Rice

Yes  
Yes  
Yes  
Yes  
Yes



(SEAL)

ATTEST: DANNY L. KOLHAGE, CLERK

By *Gamela Hancock*  
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

By *Dixie M. Spehar*  
Mayor Dixie M. Spehar

(KMP: 7.20.05 RAP:Bonito Lane)

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM

*Suzanne A. Hutton*  
SUZANNE A. HUTTON  
ASSISTANT COUNTY ATTORNEY

Date 6/30/05

FILED FOR RECORD  
05 JUL 25 PM 1:07  
DANNY L. KOLHAGE  
CLK. CIR. CT.  
MONROE COUNTY, FLA



NOTICE OF ADOPTION BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA  
OF THE BUDGET FOR THE YEAR 2002

Yes  
Yes  
Yes  
Yes  
Yes

Mayor David Nicks  
Commissioner Murray Nelson  
Commissioner Tom Chaffin  
Commissioner John McCoy

BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

CLERK OF COURT

*W. J. ...*  
Mayor

*Danny L. ...*  
Clerk

STATE OF FLORIDA)  
COUNTY OF MONROE)

This Copy is a True Copy of the  
Original on File in this Office Witness  
my hand and Official Seal



This 25th day of July

A.D., 20 05  
DANNY L. VOLHAGE  
Clerk Circuit Court

By *Danny L. Volhage* D.C.

FILED  
JUL 25 PM 1:03  
CLERK OF COURT



**BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: 7/20/05 - KW

Division: County Attorney's Office

Bulk Item: Yes X No     

Department: County Attorney's Office

Staff Contact Person: Suzanne Hutton

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**AGENDA ITEM WORDING:**

Approval of Resolution setting date, time and place for a public hearing concerning the proposed abandonment of a portion of Bonito Lane, "AMENDED PLAT OF SUNRISE POINT ADDITION" according to the Plat thereof, as recorded in Plat Book 4, Page 41 of the Public Records of Monroe County, Florida. (Key Largo)

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**ITEM BACKGROUND:**

Petition has been reviewed and approved by Planning, Engineering and Fire Marshall.

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**PREVIOUS RELEVANT BOCC ACTION:**

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**CONTRACT/AGREEMENT CHANGES:**

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**STAFF RECOMMENDATIONS:**

Adoption of Resolution setting one public hearing for 3:00 p.m. on AUGUST 17, 2005 in Key Largo, Florida.

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**TOTAL COST:** Petitioner Pays

**BUDGETED:** Yes      No     

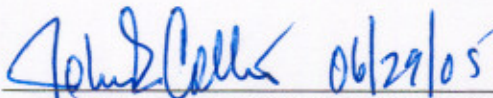
**COST TO COUNTY:** N/A

**SOURCE OF FUNDS:**                     

**REVENUE PRODUCING:** Yes      No      **AMOUNT PER MONTH**      **Year**     

**APPROVED BY:** County Atty      OMB/Purchasing      Risk Management     

**DIVISION DIRECTOR APPROVAL:**

 06/29/05  
JOHN R. COLLINS, COUNTY ATTORNEY

**DOCUMENTATION:** Included      Not Required     

**DISPOSITION:**                                     

**AGENDA ITEM #**



## MEMORANDUM

**TO:** Suzanne Hutton, Assistant County Attorney

**Through:** K. Marlene Conaway, Director of Planning & Env. Resources *KMC*

**FROM:** David Dacquisto, Director of the Upper Keys Planning Team

**DATE:** June 14, 2005

**Subject:** Request from Mita Burke for a Road Abandonment for a portion of Bonito Lane in Key Largo.

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Ms. Mita Burke, owner of Lots 18 & 19, Block 7 has requested the abandonment of a portion of Bonito Lane in Key Largo. There are two other property owners that might be affected by this and they have provided us with letters of support for Ms. Burke's request. We have also received letters of "no objection" from Bellsouth, Comcast, FCAA and FKEC.

Roadway Description:

The road ends in a "T" that connects to both the Mita's property (802 Bonito Lane), the property owned by Marie Gordon (803 Bonito Lane) and the property owned by Jane Hagan (800 Bonito Lane).

Use of the Road:

The "T" portion of the road is the driveway entrance for all three properties and the road dead ends at the T. The "T" portion of the road is the only area that may be used for a vehicle to turn around to exit this dead end road.

Development Potential:

There is no development potential for the property.

Shoreline Access:

No portion of road being proposed for abandonment terminates on open water.

Staff Review:

A review of the records shows that Bonito Lane is a narrow street with a twenty-five foot right of way according to the survey provided. The southerly "T" extension of Bonito lane is fifteen feet wide according to the survey and is the subject of the road abandonment request.

RECEIVED

JUN 16 2005

MONROE COUNTY ATTORNEY



Conclusion:

Staff recommends it would be beneficial to retain fifteen feet of the right of way as requested by the County Engineer in order to maintain a turn around on public property at the end of the street.

Therefore the request for abandonment meets the requirements as outlined in the Monroe County Code Section 16-1.

1. The road does not terminate on a body of water, and is consistent with goal 213 of the Monroe County Year 2010 Comprehensive Plan.
2. Based on the application and supporting documentation, the abandonment will not impair the distribution of utilities in the neighboring area.



**BOARD OF COUNTY COMMISSIONERS**

Mayor Dixie M. Spehar, District 1  
Mayor Pro Tem "Sonny" McCoy, District 3  
Murray E. Nelson, District 5  
George Neugent, District 2  
David P. Rice, District 4

Office of the County Attorney  
502 Whitchard Street, Room  
Post Office Box 1026  
Key West, FL 33041-1026  
(305) 292-3470

**MEMORANDUM**

TO: Marlene Conaway, Planning Director  
Dave Koppel, County Engineer ✓  
Clark Martin, Fire Chief

FROM: Kathy Peters, Paralegal/Administrative Liaison  
County Attorney's Office

RE: Road Abandonment Petition Review - Tarpon Street, Tavernier  
Receipt of revised survey/legal description

DATE: June 3, 2005

*Kathy*  
*Bonita Case, Key Largo*

Pursuant to the recommendation of County Engineer David S. Koppel in his memorandum of April 26, 2004, (a copy of which is attached hereto), enclosed please find a revised survey, which includes the revised legal description, received by this office from the Petitioner on May 31, 2005. Approval of the road abandonment as initially submitted was received by this office from the Fire Marshall on 12/23/03 and Planning on 12/16/03.

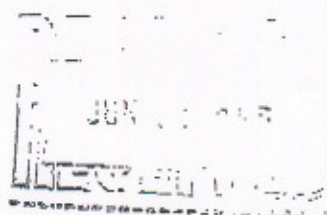
Please review the enclosed document and provide your written findings and recommendation in consideration of the revised survey/legal description indicating the smaller portion of road to be abandoned at your earliest convenience. Please maintain a record of all time spent by yourself and your staff on this matter. Thank you.

KMP/

Enclosures

OK to approve.

*[Signature]*  
6-21-05





## Peters-Katherine

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**From:** Romero-Wally  
**Sent:** Wednesday, June 29, 2005 4:52 PM  
**To:** Peters-Katherine  
**Cc:** Hutton-Suzanne  
**Subject:** RE: Bonito Lane, Amended Plat of Sunrise Point Addition

Suzanne,

I talked to the Burke's about their gate code and to use that part of their property for a turn-around. They were ok with that suggestion. This would give Fire Department more room for a turn around. I also concur with County Engineer, David Koppel, on his recommendation.

---

**From:** Hutton-Suzanne  
**Sent:** Tuesday, June 28, 2005 2:10 PM  
**To:** Romero-Wally  
**Cc:** Peters-Katherine  
**Subject:** Bonito Lane, Amended Plat of Sunrise Point Addition

Wally, on December 23, 2004, you wrote that you had no objection to the above-referenced road abandonment. In the meantime, the County Engineer requested a change to the area to be abandoned. On June 16, 2005, Kathy Peters of our office requested you review the changed description. Since the area of abandonment appears to have been reduced, I assume it is OK with you. However, Kathy needs to actually get your approval. Please let her know ASAP if the change is alright.

Thanks.

*Suzanne A. Hutton*





**BOARD OF COUNTY COMMISSIONERS**

Mayor Dixie M. Spehar, District 1  
Mayor Pro Tem Murray E. Nelson, District 5  
George Neugent, District 2  
Charles "Sonny" McCoy, District 3  
David P. Rice, District 4

FIRE MARSHAL'S OFFICE  
Marathon Gov't Annex Bldg.  
490 - 63<sup>rd</sup> St., Ocean, Ste. 160  
Marathon, FL 33050  
(305) 289-6010  
(305) 289-6013 FAX




RECEIVED

DEC 29 2003

MONROE COUNTY ATTORNEY

**INTEROFFICE MEMORANDUM**

**DATE:** December 23, 2003  
**TO:** Suzanne A. Hutton, Assistant County Attorney  
**FROM:** Arthur "Wally" Romero, Assistant Fire Marshal, Monroe County Fire Rescue   
**SUBJECT:** ROAD ABANDONMENT INSPECTION:  
(Bonita Lane, Key Largo)

The Monroe County Fire Marshal's Office has reviewed the above referenced proposed road abandonment. This office has no objection to the abandonment.

If the Fire Marshal's Office can be of any additional assistance in this matter, please contact our office.

cc: Chief Clark Martian, Monroe County Fire Rescue  
William D. Surina, Assistant Fire Marshal, Monroe County Fire Rescue

@RoadAbdn/RoadAbdn/mw7.0

MONROE COUNTY FIRE MARSHAL'S OFFICE



**NANCY KRAM YANKOW, PA**

Nancy Yankow, J.D., LL.M., Attorney at Law  
88101 Overseas Highway Islamorada, FL 33036  
(Also admitted in NY, CO, and NM)

Phone: (305) 852-3388  
Fax: (305) 852-6957  
nkramyankow@terranova.net

May 27, 2005

Kathy Peters, Administrative Liaison  
Office of the County Attorney  
PO Box 1026  
Key West, Florida 33041-1026

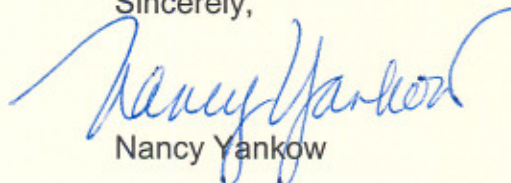
RE: Road Abandonment Petition of Mita Burke, Bonito Lane, Key Largo

Dear Ms. Peters:

In accord with my letter to you of May 9, 2005, please find enclosed ten (10) copies of the revised legal description and accompanying sketch showing the new area of abandonment, as recommended by our County Engineer accepted by my client.

Thank you very much; please let me know when any required hearing(s) will be scheduled.

Sincerely,



Nancy Yankow

cc: Mita Burke

RECEIVED

MAY 31 2005

MONROE COUNTY ATTORNEY



DESCRIPTION OF ABANDONMENT:

described as follows:

Commencing at the Northwestern corner of Lot 17, Block 7, "AMENDED PLAT OF SUNRISE POINT ADDITION" according to the Plat thereof, as recorded in Plat Book 4, Page 41 of the Public Records of Monroe County, Florida; said corner also being on the Southwesterly 25 foot right-of-way of Bonito Lane; thence Southeasterly along along said Southwesterly right-of-way line of said Bonito Lane a distance of 60.00 feet to the Northeastly corner of said Lot 17, Block 7 said corner also being the intersection of the 25 foot right-of-way and 15 foot right-of-way of said Bonito Lane; thence Southwesterly at right angles of previous course along the common line of the Southeasterly line of said Lot 17, Block 7 and Northwesterly 15 foot right-of-way of said Bonito Lane a distance of 15.00 feet to a point said point being hereinafter being described as the Point of Beginning of road abandonment; thence Southeasterly at right angles to previous course a distance of 15.00 feet to a point on the Southeasterly 15 foot right-of-way of said Bonito Lane thence Southwesterly at right angles to previous course along the Southeasterly right-of-way line of said Bonito Lane a distance of 36.50 feet to the point of intersection of said Bonito Lane; thence Northwesterly at right angles to previous course along the Southwesterly right-of-way line for a distance of 15.00 feet to the point of intersection of said Bonito Lane; thence Northeastly at right angles to previous course a distance of 36.50 feet to the Point of Beginning.

Containing an area of 547.5 square feet more or less.



- 1) MEASURED BEARINGS ARE BASED ON THE CENTERLINE OF BONITO LANE BEING N45°00'00"W (ASSUMED).
- 2) THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE POLICY AND MAY BE SUBJECT TO EASEMENTS, RIGHT-OF-WAYS, RESTRICTIONS AND OTHER MATTERS OF RECORD.
- 3) NO UNDERGROUND ENCROACHMENTS OR IMPROVEMENTS WERE LOCATED UNLESS OTHERWISE STATED.
- 4) ELEVATIONS (IF SHOWN) ARE BASED ON N.G.V.D. 1929 (NATIONAL GEODETIC VERTICAL DATUM 1929).
- 5) SUBJECT PROPERTY APPEARS TO BE IN ZONES VE (EL 11), VE (EL 12), VE (EL 15), AS SCALED ON THE "FLOOD INSURANCE RATE MAP" COMMUNITY PANEL NO. 125129 1011 G, DATE OF INDEX 6/16/95.
- 6) PRINTED DIMENSIONS SHOWN SUPERSEDE SCALED DIMENSIONS.
- 7) USE OF THIS SURVEY BY ANYONE OTHER THAN THOSE "CERTIFIED TO" WILL BE THE RE-USERS SOLE RISK WITHOUT LIABILITY TO THE SURVEYOR.
- 8) NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA PROFESSIONAL SURVEYOR AND MAPPER.
- 9) THIS SURVEY IS NOT INTENDED TO SHOW THE LOCATION OR EXISTENCE OF ANY JURISDICTIONAL, HAZARDOUS OR ENVIRONMENTALLY SENSITIVE AREAS.

LEGEND:

Δ	DELTA	C/D	SEWER CLEAN OUT	(F)	FIELD DATA	MET/F	METAL FENCE	W/F	WOOD FENCE
A	ARC LENGTH	CONC	CONCRETE	FDM	FOUND DRILL HOLE	LB	LICENSED BUSINESS	(P)	PLAT DATA
ASPH	ASPHALT	C/S	CONCRETE SLAB	FDP	FOUND OPEN PIPE (SIZE)	O/H	ROOF OVERHANG	N	RADIAL
(C)	CHORD	(D)	DEED DATA	FDP	FOUND CAPPED PIPE (SIZE)	MAS	MASONRY	N	RADIUS
(C)	CALCULATED	DRAIN	DRAINAGE	FDP	FOUND IRON ROD (SIZE)	(PA)	PROPERTY APPRAISORS OFFICE DATA	S/W	OFF-WAY
CHI	CONCRETE BLOCK WALL	ENCR.	ENCROACHMENT	FCIR	FOUND CAPPED IRON ROD (SIZE)	PP	PORCH POLE	SS	STREET SIGN
CBS	CONCRETE BLOCK STRUCTURE	F/C	FIELD MEASURED DATA	FN	FOUND NAIL	OHW	OVERHEAD WIRES	SN&D	SET NAIL AND DISK PSM#5772
CLF	CHAIN LINK FENCE	(W)	FENCE CORNER OR POST	FFPN&D	FOUND NAIL & DISK (MARKED)	WM	WATER METER	(SW)	WITNESS CORNER

I HEREBY CERTIFY THAT THIS SURVEY WAS MADE UNDER MY RESPONSIBLE CHARGE AND THAT SAID SURVEY REPRESENTED HEREON MEETS THE TECHNICAL STANDARD SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS ACCORDING TO CHAPTER 61G17-6 FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

WILLIAM M. HINCKLEY  
PROFESSIONAL SURVEYOR AND MAPPER NO. 5772  
STATE OF FLORIDA

TYPE OF SURVEY	DATE	<b>WILLIAM M. HINCKLEY</b> PROFESSIONAL SURVEYOR AND MAPPER P.O. BOX 1567 ISLAMORADA, FLORIDA 33036 PHONE: 305-664-2283 FAX: 305-853-7034
SKETCH & DESCRIPTION	5/03/05	

Revised.



February 24, 2005

County Attorney's Office  
P.O. Box 1026  
502 Whitehead Street, 3<sup>rd</sup> floor  
Key West, FL 33041-1026

Attn: Suzanne Hutton

Re: Burke Petition, Road Abandonment, Bonito Lane, Key Largo

Dear Suzanne:

Thank you for getting back to me so promptly, especially in light of Jan Hotalen's imminent departure!

As we discussed today, my client, Mita Burke, has authorized me to inform the County and your offices that she accepts the modification suggested in the April 26<sup>th</sup> Memo of David Koppel, shortening the proposed road abandonment to a distance of 36.5 feet. Further, and as outlined in that same Memo, if removal of the gate is necessary, Mrs. Burke will arrange for that removal as well.

Please let us know exactly how we should proceed at this point, and if you could please provide your new legal description of the abandonment, I would very much appreciate it. If there are any questions, please call me on my private office line (which rings directly to me or to a message machine) at: (305) 852.7890.

Thank you again.

Sincerely,

Nancy Yankow

encl.

cc: Mrs. Mita Burke (via fax transmission)

367 9969





**BOARD OF COUNTY COMMISSIONERS**

Mayor Dixie M. Spehar, District 1  
Mayor Pro Tem Murray E. Nelson, District 5  
George Neugent, District 2  
Charles "Sonny" McCoy, District 3  
David P. Rice, District 4

*Office of the County Attorney*  
502 Whitehead Street, Rear  
Post Office Box 1026  
Key West, FL 33041-1026  
(305) 292-3470



May 4, 2005

Ms. Nancy Yankow, Esq.  
88101 Overseas Highway  
Islamorada, FL 33036

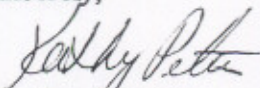
Re: Road Abandonment Petition – Bonito Lane

Dear Ms. Yankow:

Just a note to follow-up on our letter to you of March 30, 2005 advising that you/your client will need to submit a revised legal description and sketch showing the new area of abandonment as recommended by the County Engineer and agreed to by you/your client. We also enclosed a copy of the County Engineer's recommendation dated April 26, 2004. Your Petition cannot proceed until these documents are received by this office for review and forwarding to the County Engineer, Fire Marshall and Planning for their review and approval.

Please advise whether your client still intends to pursue this matter or if we should close our file at this time. Should you have questions or concerns regarding this matter, please feel free to contact either Ms. Hutton or myself by phoning (305) 292-3470.

Sincerely,

  
**Kathy Peters**

Paralegal/Administrative Liaison

SHkmp:

Enclosures

cc: File





BOARD OF COUNTY COMMISSIONERS

Mayor Murray Nelson, District 5  
Mayor Pro Tem David Rice, District 4  
Commissioner George Neugent, District 2  
Commissioner Charles McCoy, District 3  
Commissioner Dixie Spehar, District 1

Office of the County Attorney  
PO Box 1026  
Key West, FL 33041-1026  
305/292-3470 - Phone  
305/292-3516 - Fax



April 27, 2004

Ms. Mita Burke  
802 Bonito Lane  
Key Largo, FL 33037

RE: Petition for road abandonment

Dear Ms. Burke:

Enclosed is a copy of a memorandum which I received from the County Engineer, recommending that a smaller area be abandoned. If you wish to continue with the abandonment of this smaller area, a revised survey and legal description will be needed.

If you have any questions, please feel free to call.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jan'.

JAN HOTALEN  
Paralegal

Enclosures



MEMORANDUM

TO: Suzanne Hutton  
Assistant County Attorney

FROM: David S. Koppel *DSK*  
County Engineer

DATE: April 26, 2004

RE: Petition for Road Abandonment  
Bonito Lane, Sunrise Point Addition  
Key Largo

RECEIVED  
APR 26 2004  
MONROE COUNTY ATTORNEY

---

The area requested for abandonment has already been closed by a gate, making turning around very difficult. It would be better if the gate was removed so part of the area can be used to turn around. Therefore, I recommend we keep 15 feet and abandon 36.5 feet instead of the requested 51.5 feet. Please call me if you have any questions.

DSK/jl  
BonitaLnRdAbandSuzanneHutton.DOC



---

## MEMORANDUM

---

To: Jan Hotalan, County Attorney's Office

From: K. Marlene Conaway, Director of Planning *KMC*

Subject: Bonita Lane Road Abandonment

Date: December 16, 2003

RECEIVED

DEC 17 2003

MONROE COUNTY ATTORNEY

---

Our office has received and reviewed the petition by Mita Burke for road abandonment for a portion of Bonita Lane in Key Largo.

Staff visited the site to be abandoned and found that the right of way does not end at the shoreline and based on that site visit, our department has no objection to this request.




December 12, 2003

Ms. Conaway:

Based on our past conversation concerning road abandonment field investigations, I hope this memo will suffice:

On 12/8/03, I visited the site and observed that the proposed area to be abandoned is already occupied and developed by the property owner. Based on this fact, I don't think the Planning Dept has any objections to the abandonment.

The right of way does not end at the shore line.

R Blount 



Office of the County Attorney  
PO Box 1026  
Key West, FL 33041-1026  
305/292-3470 - Phone  
305/292-3516 - Fax



**MEMORANDUM**

DATE: November 20, 2003

TO: Marlene Conaway, Planning Director  
Dave Koppel, County Engineer  
Clark Martin, Fire Chief

FROM: Jan Hotalen  
County Attorney's Office *Jan*

RE: Road Abandonment Petition - Bonita Lane, Key Largo

\*\*\*\*\*

Please review the enclosed documents in connection with the above-described road abandonment and provide me with your comments at your earliest convenience.

As we discussed, please keep a record of all the time spent by you and your staff on this matter and, if you have no further use for this packet, please return it with your report.

Thank you.

SAH/jeh

Enclosures

mm 95 Richard  
would you  
do this  
for us  
Please?  
J.



Office of the County Attorney  
PO Box 1026  
Key West, FL 33041-1026  
305/292-3470 - Phone  
305/292-3516 - Fax



## MEMORANDUM

DATE: November 20, 2003

TO: Ginger Campbell  
Finance Department

FROM: Jan Hotalen *Jan*  
Paralegal


RE: Road Abandonment Petition - Bonita Lane, Key Largo

\$

Enclosed please find check #9471 in the amount of \$500 from Sunshine 2000 Const. (Mita Burke) in the above-captioned petition.

Please deposit check in the appropriate account.

If you have any questions, please call.

SUNSHINE 2000 CONST. & DEV., INC. 31 Ocean Reef Dr. C-302 Key Largo, FL 33037		9471
DATE 11-1-03		63-643/670 BRANCH 13093
PAY TO THE ORDER OF <i>Monroe County</i>	\$ <i>500</i> <sup>00</sup> / <sub>100</sub>	
<i>Five Hundred Dollars only</i>	DOLLARS	
WACHOVIA Wachovia Bank, N.A. ACH R/T 067006432		
FOR <i>Road abandonment 802 Bonita Lane</i>		<i>Mita Burke</i>
⑈009471⑈ ⑆067006432⑆ 2090002815337⑈		



**NANCY KRAM YANKOW, PA**

Nancy Yankow, J.D., LL.M., Attorney at Law  
88101 Overseas Highway Islamorada, FL 33036  
(Also admitted in NY, CO, and NM)

Phone: 305) 852-3388  
Fax: (305) 852-6957  
nkramyankow@terranova.net

November 13, 2003

County Attorney's Office  
P.O. Box 1026  
502 Whitehead Street, 3<sup>rd</sup> floor  
Key West, FL 33041-1026

Attn: Jan

Dear Jan:

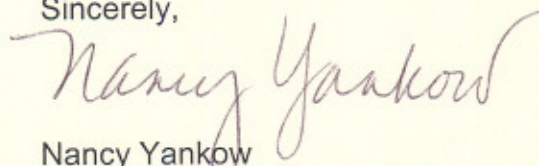
As we discussed, under cover of this package please find (10) copies of Mita Burke's Road Abandonment Petition along with the following exhibits thereto:

- "A" a survey of Roadway showing road and adjoining properties;
- "B" two strip maps provided by the County (two, because the first strip map did not identify Overseas Highway, while the second, which did so, did not clearly identify the subject property);
- "C" a copy of Mrs. Burke's deed;
- "D" a correct legal description of the portion of roadway subject to the Petition, contained at page two of the Survey;
- "E" Letters of No Objection from all Utility Companies; and
- "F" Letters of No Objection from all adjacent and affected property owners.

In addition, I've enclosed Mrs. Burke's check for Five Hundred Dollars (\$500.00), payable to "Monroe County".

Thank you for taking the time to return my phone call. If there are any questions, or there is any other information needed from the applicant, please call me. We really appreciate your help.

Sincerely,

  
Nancy Yankow

encl.  
cc: Mrs. Mita Burke

RECEIVED

NOV 17 2003

MONROE COUNTY ATTORNEY



Office of the County Attorney  
PO Box 1026  
Key West, FL 33041-1026  
305/292-3470 - Phone  
305/292-3516 - Fax

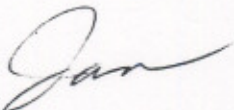


**MEMORANDUM**

**RECEIVED**  
NOV 25 2003  
BY: FIRE RESCUE

DATE: November 20, 2003

TO: Marlene Conaway, Planning Director  
Dave Koppel, County Engineer  
Clark Martin, Fire Chief

FROM: Jan Hotalen   
County Attorney's Office

RE: Road Abandonment Petition - Bonita Lane, Key Largo

\*\*\*\*\*

Please review the enclosed documents in connection with the above-described road abandonment and provide me with your comments at your earliest convenience.

As we discussed, please keep a record of all the time spent by you and your staff on this matter and, if you have no further use for this packet, please return it with your report.

Thank you.

SAH/jeh

Enclosures



**ROAD ABANDONMENT PETITION**

NAME Mita Burke

ADDRESS 802 Bonito Lane, Key Largo, Florida, 33037  
Lots 17 and 18, Block 7, Sunrise Point Addition, Key Largo, Monroe County

STREET/EASEMENT to be abandoned Southeasterly portion of Bonito Lane

KEY Largo Mile Marker 95

DATE November, 2003 Phone (305) 852-3388 FAX (305) 852-6057

Email nkramyankow@terranova.net

To the Honorable Board of County Commissioners:

We, Mita Burke, property owner, (joined for these purposes by her husband, James Burke), hereby respectfully petition the Honorable Board of County Commissioners to renounce and disclaim any right of way the County and public have in and to the above-referenced street, alleyway, road or right-of-way as further depicted and described in the following attachments:

**Exhibit "A"**

Exhibit "A" is a Survey, prepared by William M. Hinckely, containing a description of the portion of roadway to be abandoned and showing, by use of diagonal interlineations, the portion to be abandoned. The petitioner's property is clearly delineated thereon, as are all adjacent properties.

**Exhibit "B"**

Exhibit "B" is a Map of Key Largo on which the portion of road proposed to be abandoned is located, clearly showing US 1, Miler Marker #95, and the portion of road to be abandoned pursuant to this petition.

**Exhibit "C"**

Exhibit "C" sets out a copy of the deed covering the petitioner's title to the property located at 802 Bonito Lane, Key Largo, Florida. Petitioner certifies that she is the sole owner of Lots 17 and 18, that the abandonment of the southeasterly portion of Bonito Lane will not take away from other property holders' right of ingress and egress to their property, and that taxes for the year 2002 have been paid on her subject land.



**Exhibit "D"**

**Exhibit "D"** contains a legal description of that portion of road which petitioner seeks to have abandoned.

**Exhibit "E"**

**Exhibit "E"** contains letters of no objection from: Florida Keys Electric Cooperative (Exhibit "E-1"); Bellsouth Telecommunications (Exhibit "E-2"); Comcast (Exhibit "E-3"); and Florida Keys Aqueduct Authority (Exhibit "E-4").

**Exhibit "F"**

**Exhibit "F"** contains letters of no objection from the following adjacent property owners:

- Exhibit "F-1": Jane Hagan, 800 Bonito Lane, Key Largo, Florida 33037
- Exhibit "F-2": Marie A. and Gordon K. Johnson, 803 Bonito Lane, Key Largo, FL 33037.

**Petitioners seek the abandonment for the following reasons:**

The abandonment Petitioners seek is really in the nature of an after-the-fact abandonment of an existing condition of the right-of-way. When Petitioner purchased this property in 1999 the right-of-way had already been effectively abandoned by being enclosed by a previous owner. At the time of purchase and for the preceding ten (10) years the current concrete driveway was in existence, with a gate at its end, just as it is still currently located. Indeed, Petitioner did not learn her driveway and gate were located on a County right of way until the beginning of the year 2003, when she was so informed by a County utility employee. At that point, Petitioner started researching this matter. Petitioner was informed by a next door neighbor that the driveway was poured and the gate was installed at the time her home was built, over fourteen (14) years ago.

Therefore, the drive and gate have been in existence for fourteen (14) years. Petitioners did not pour the concrete driveway nor erect the gate. Indeed, Petitioner was completely unaware, when she paid good and valuable consideration for the home, that the drive and gate were not entirely and properly a part of the real estate we purchased. Petitioners had no reason to believe they were not a part and parcel of the real estate.

Once Petitioners became aware of this potential problem, they brought this petition to bring the property into compliance. In support of this petition, attached are letters from all adjacent property owners showing that none has any objection to this petition for abandonment, as well as letters from each public utility showing that none of them has any objection to our petition. Further is the reality that this shortened right-of-way has functioned well and safely for over fourteen (14) years as currently configured.

Petitioners understand that at some point in the future it may be necessary for a cul-de-sac or "T" type turnaround to be constructed at the resulting termination of this street, which was not shortened by the abandonment of this right-of-way. In this event, Petitioners agree to

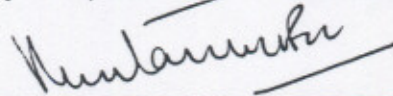


construct whichever type is deemed necessary per County Standard Specifications and Details, as required when seeking road abandonment.

Petitioners agree to be responsible for and pay for all costs of advertising and recording fees incurred relative to this request for the vacation.

Petitioners further agree to grant any easement necessary for the furnishing of utilities, including without limitation, electric power, water, sewer, telephone, gas, cable and other electric communication services to the same extent as is common within this area as to height, width and degree, upon request for such service or by the BOCC through its authorized agents. If easements are so required, copies of the executed documents will be provided to the County before the petition is presented to the BOCC.

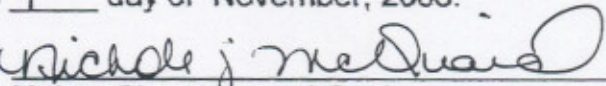
WHEREFORE, Petitioners formally request the Honorable Board of County Commissioners grant this petition.

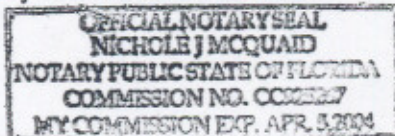
  
\_\_\_\_\_  
MITA BURKE, PETITIONER

[ ☒ ] is personally known to me.  
[ ☐ ] provided as identification \_\_\_\_\_

Sworn to and subscribed before me this 1<sup>st</sup> day of November, 2003.

Nichole J McQuaid CC925267  
Typed Notary Name and Number

  
\_\_\_\_\_  
Notary Signature and Seal

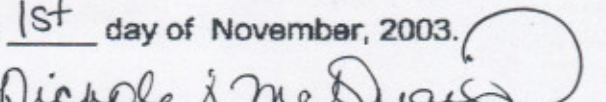


  
\_\_\_\_\_  
JAMES BURKE, PETITIONER

[ ☒ ] is personally known to me.  
[ ☐ ] provided as identification \_\_\_\_\_

Sworn to and subscribed before me this 1<sup>st</sup> day of November, 2003.

Nichole J McQuaid CC925267  
Typed Notary Name and Number

  
\_\_\_\_\_  
Notary Signature and Seal

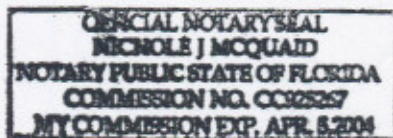




EXHIBIT "A"  
PETITION FOR ROAD ABANDONMENT  
SHEET 1 OF 2

DESCRIPTION OF ABANDONMENT:

That portion of Bonito Lane heretofore abandoned and vacated of AMENDED PLAT OF SUNRISE POINT ADDITION, according to the plat thereof as recorded in Plat Book 4, page 41, of the Public Records of Monroe County, Florida, more particularly described as follows: Commencing at the most Northerly corner of Lot 17, Block 7, AMENDED PLAT OF SUNRISE POINT ADDITION, according to the Plat thereof as recorded in Plat Book 4, Page 41, of the Public Records of Monroe County, Florida, said point being a front common Lot corner with Lot 16, Block 7, of said AMENDED PLAT OF SUNRISE POINT ADDITION and also being on the Southwesterly right of way of said Bonito Lane; thence Southeasterly along said Southwesterly right of way 60 feet to the Easterly most corner of said Lot 17, Block 7, said point also being the right of way intersection of said Bonito Lane said point also being the Point of Beginning of land herein described; thence continue Southeasterly on the previous course 15.00 feet to the Southeasterly right of way and the Northwesterly line of Lot 18, Block 7, of said AMENDED PLAT OF SUNRISE POINT ADDITION; thence Southwest at right angles of previous course along the Southeasterly right of way line of said Bonito Lane a distance of 51.5 feet more or less to a point on the Northeasterly Line of Lot 19, Block 7, of said AMENDED PLAT OF SUNRISE; thence Northwesterly at right angles of previous course along right of way line of said Bonito Lane for 15 feet to a point on the Southeasterly line of said Lot 17, Block 7, thence Northeasterly at right angles of the previous course along the Northwesterly right of way of said Bonito Lane a distance of 51.5 feet more or less to the Point of Beginning.

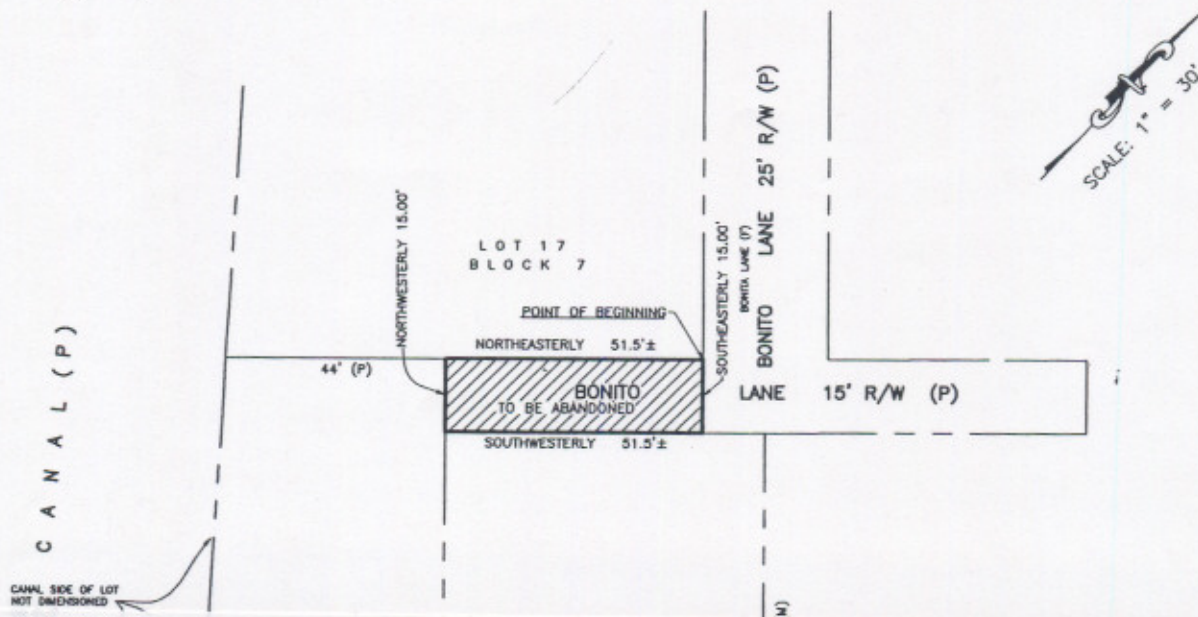




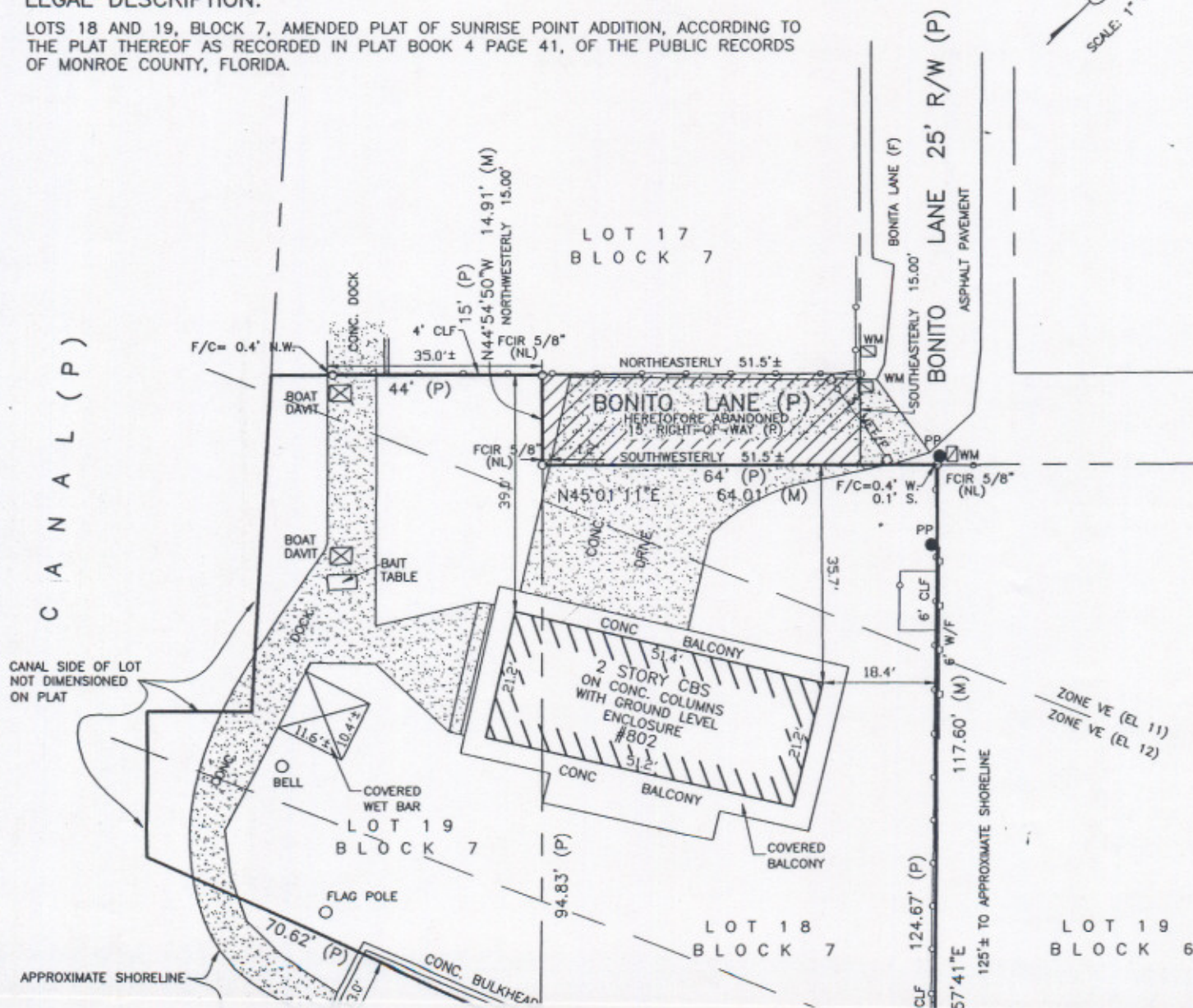
EXHIBIT "A"

PETITION FOR ROAD ABANDONMENT

SHEET 2 OF 2

**LEGAL DESCRIPTION:**

LOTS 18 AND 19, BLOCK 7, AMENDED PLAT OF SUNRISE POINT ADDITION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 4 PAGE 41, OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.













Prepared by and return to:

LAURIE S. WHITTAKER  
WHITTAKER & WHITTAKER, P.A.  
1065 NE 125TH STREET, SUITE 300  
NORTH MIAMI, FL 33161

Grantee's tax identification number \_\_\_\_\_

Property folio number \_\_\_\_\_

HONROE COUNTY  
OFFICIAL RECORDS

FILE #1147480  
BK#1599 PG#2345

RCD Oct 12 1999 03:46PM  
DANNY L KOLHAGE, CLERK

DEED DOC STAMPS 4900.00  
10/12/1999 RP DEP CLK

Tax Collector

DB  
NO-9  
11-16-99

## Warranty Deed

This Indenture, Made this 30<sup>th</sup> day of September, 1999 between GERALD P. WIVINIS AND SHERYL WIVINIS, HIS WIFE, grantor, whose post office address is 802 BONITA LANE, KEY LARGO, FL 33037, and MITA BURKE, grantee, whose post office address is 802 BONITA LANE, KEY LARGO, FL 33037.

\*"grantor" and "grantee" are used for singular or plural, as context requires

WITNESSETH: That said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in MONROE County, Florida, wit:

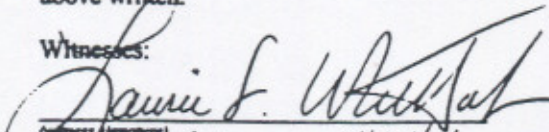
LOTS 18 & 19, BLOCK 7, OF AMENDED PLAT OF SUNRISE POINT ADDITION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 4, AT PAGE 41, OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.


SUBJECT TO RESTRICTIONS, RESERVATIONS AND LIMITATION OF RECORD, IF ANY, AND TAXES FOR THE YEAR 1999 AND SUBSEQUENT YEARS.

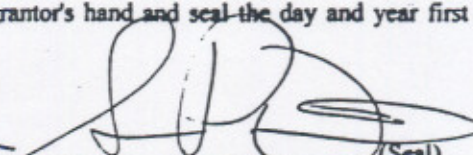
and said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

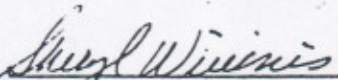
IN WITNESS WHEREOF, grantor has hereunto set grantor's hand and seal the day and year first above written.

Witnesses:

  
(Witness signature)  
Print witness name: LAURIE S. WHITTAKER

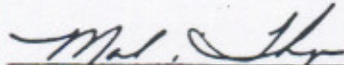
  
(Witness signature)  
Print witness name: MITA BURKE

  
(Seal)  
GERALD P. WIVINIS

  
(Seal)  
SHERYL WIVINIS, HIS WIFE

STATE OF FLORIDA  
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of September, 1999 by GERALD P. WIVINIS and SHERYL WIVINIS, HIS WIFE, who is/are personally known to me or who has/have produced FL. O.C.I. h.c. as identification.

  
Notary Public  
Print Name: HAZEL THOMPSON

(Seal)

My Commission Expires: 11/4/2001



**BELLSOUTH**  
**TELECOMMUNICATIONS** ®

Jim Yeager  
Facility Specialist  
BellSouth  
70 Atlantic Dr.  
Key Largo, Florida 33037  
phone: (305) 453-9864  
facsimile: (305) 451-4232

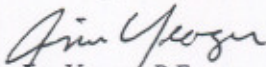
03-31-03  
File #240.0900

Nancy Yankow, Esq.  
Nancy Kram Yankow, PA  
88101 Overseas Highway  
Islamorada, FL 33036

Re: Right of way abandonment of Bonito Lane adjacent to Lots 18 and 19 of Block 7 of Amended Plat of Sunrise Point Addition, Key Largo, Monroe County Florida.

Dear Ms. Yankow,  
Bellsouth has no objection to the right of way abandonment as shown on exhibit "A" attached. In the future if the property adjacent to the above referenced right of way has a need for telephone service the property owner may need to provide Bellsouth with conduit or other acceptable structure in order to serve the property.

Sincerely,

  
Jim Yeager, P.E.  
Specialist





Comcast Cable Communications, Inc.  
1700 N. Roosevelt Blvd. #2  
Key West, FL 33040

April 3, 2003

Nancy Yankow, Esq.  
Nancy Kram Yankow, PA  
88101 Overseas Highway  
Islamorada, Florida 33036

RE: Request for Road Abandonment

Dear Ms. Yankow:

Comcast Cable Communications of South Florida, Inc. has reviewed the attached request for a road abandonment and has no objection.

If you have any further questions please feel free to contact me at 305-294-0992 x105.

Sincerely,

Comcast Cable Communications of South Florida, Inc.

A handwritten signature in black ink, appearing to read "Jerry Puto". The signature is stylized with a large, looped "J" and a cursive "Puto".

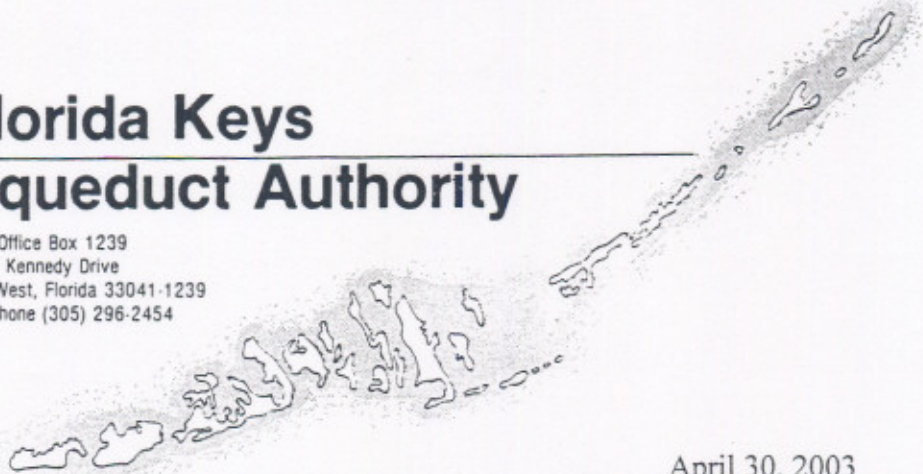
Jerry Puto, Construction Supervisor





# Florida Keys Aqueduct Authority

Post Office Box 1239  
1100 Kennedy Drive  
Key West, Florida 33041-1239  
Telephone (305) 296-2454



April 30, 2003

Nancy Yankow, Esq.  
88101 Overseas Highway  
Islamorada, FL 33036

RE: Abandon the easterly 15' x 51.5 of Bonito Lane, Lots 17 and 18,  
Block 7, Sunrise Point Subdivision, Key Largo

Dear Ms. Yankow:

The FCAA Board of Directors approved at the April 24, 2003 meeting, the above referenced project.

Pursuant to your request for the abandonment of the above-reference property, Staff has researched your request and have no objection to the abandonment. The FCAA has no facilities in this portion of Bonito Lane and has no present or future need for this portion of the roadway.

Should you have any questions, please do not hesitate to call this office.

Sincerely,

**FLORIDA KEYS AQUEDUCT AUTHORITY**

Edgar F. Nicolle, Jr.  
Distribution Design Specialist

EFN/cma

cc: Bob Feldman, General Counsel  
Arlyn Higley, Director of Maintenance Dept.  
Monroe County Building Department





## FLORIDA KEYS ELECTRIC COOPERATIVE ASSOCIATION, INC. - FKEC

91605 OVERSEAS HIGHWAY P.O. BOX 377, TAVERNIER, FL 33070-0377 PHONE (305) 852-2431 FAX: (305) 852-4794

March 24, 2003

Nancy Yankow Esq.  
88101 Overseas Highway  
Islamorada, FL 33036

### Re: Road Abandonment of a portion of Bonito Lane in Key Largo

Dear Ms. Yankow:

This letter is in response to your Road Abandonment Request received in our office.

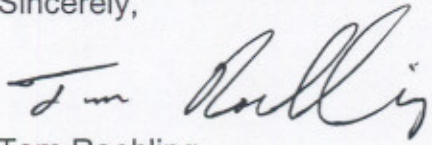
Please be advised that Florida Keys Electric Cooperative Association, Inc. (FKEC), has reviewed the subdivision plat you provided and has ***no objection*** to the abandonment of that portion of Bonito Lane heretofore abandoned and vacated of Amended Plat of Sunrise Point Addition, according to the plat thereof as recorded in Plat Book 4, page 41, of the Public Records of Monroe County, Florida, more particularly described as follows:

Commencing at the most Northerly corner of Lot 17, Block 7, Amended Plat of Sunrise Point Addition, according to the Plat thereof as recorded in Plat Book 4, Page 41 of the Public Records of Monroe County, Florida, said point being a front common Lot corner with Lot 16, Block 7, of said Amended Plat of Sunrise Point Addition and also being on the Southwesterly right of way of said Bonito Lane; thence Southeasterly along said Southwesterly right of way 60 feet to the Easterly most corner of said Lot 17, Block 7, said point also being the right of way intersection of said Bonito Lane said point also being the Point of Beginning of land herein described; thence continue Southeasterly on the previous course 15.00 feet to the Southeasterly right of way and the Northwesterly line of Lot 18, Block 7 of said Amended Plat of Sunrise Point Addition; thence Southwest at right angles of previous course along the Southeasterly right of way line of said Bonito Lane a distance of 51.5 feet more or less to a point on the Northeasterly line of Lot 19, Block 7 of said Amended Plat of Sunrise Point Addition; thence Northwesterly at right angles of previous course along right of way line of said Bonito Lane for 15 feet to a point on the Southeasterly line of said Lot 17, Block 7, thence Northeasterly at right angles of the previous course along the Northwesterly right of way of said Bonito Lane a distance of 51.5 feet more or less to the Point of Beginning.



Should you have any questions, please feel free to contact me at (305) 852-2431.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Roebling". The signature is fluid and cursive, with the first name "Tom" written in a smaller, more compact style than the last name "Roebling".

Tom Roebling  
Staking Technician

TR:pm

cc: Tim Planer  
John M. Burch  
Carl Paul

Enclosure



GORDON F & MARIE A (Name)

803 BONITO LANE (Address)

Key Largo, Florida 33037

AUG 4<sup>th</sup>, 2003

Office of the County Attorney  
P.O. Box 1026  
502 Whitehead Street, 3rd floor  
Key West, Florida 33041-1026

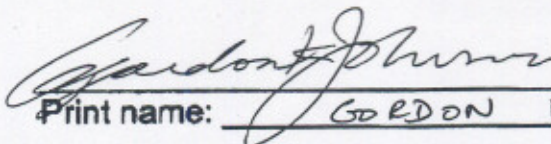
Re: Proposed Abandonment of Public Right of Way of portions of Bonito Lane,  
Lots 17 and 18, Block 7, Sunrise Point Addition, Key Largo, Monroe County

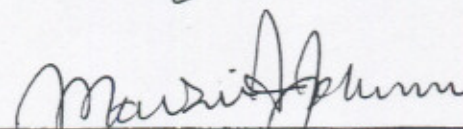
To Whom It May Concern:

As an adjacent property owner who lives next to the referenced property owned by Mita Burke at 802 Bonita Lane, Key Largo, and who would be affected by Ms. Burke's request for road abandonment, the undersigned individual(s) have been fully informed on this subject and have no objection to Mita Burke's request for abandonment of that portion of road as shown on the two-page document attached to this letter as Exhibit "A".

Thank you.

Sincerely,

  
Print name: GORDON F JOHNSON

  
Print name: MARIE A JOHNSON



JANE Hagan (Name)  
800 Bonita Lane (Address)  
Key Largo, Florida 33037

Aug 1, 2003

Office of the County Attorney  
P.O. Box 1026  
502 Whitehead Street 3rd floor  
Key West, Florida 33041-1026

Re: Proposed Abandonment of Public Right of Way of portions of Bonita Lane,  
Lots 17 and 18, Block 7, Sunrise Point Addition, Key Largo, Monroe County

To Whom It May Concern:

As an adjacent property owner who lives next to the referenced property owned by Mita Burke at 802 Bonita Lane, Key Largo, and who would be affected by Ms. Burke's request for road abandonment, the undersigned individual(s) have been fully informed on this subject and have no objection to Mita Burke's request for abandonment of that portion of road as shown on the two-page document attached to this letter as Exhibit "A".

Thank you.

Sincerely,

Jane S. Hagan  
Print name: JANE - S - HAGAN

JANE - S - HAGAN  
Print name: \_\_\_\_\_